

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
E.G., individually and as parent and natural
guardian of A.I. and L.I., minor children;
M.M., individually and as parent and natural
guardian of E.H., L.H., E.P., and E.P.,
minor children; O.M., individually and as
parent and natural guardian of A.M., a minor
child; and COALITION FOR THE
HOMELESS, on behalf of themselves and
all others similarly situated,

Plaintiffs,

-against-

THE CITY OF NEW YORK; NEW YORK
CITY DEPARTMENT OF EDUCATION;
MEISHA ROSS PORTER, as Chancellor of
the New York City Department of Education;
NEW YORK CITY DEPARTMENT OF
SOCIAL SERVICES; STEVEN BANKS, as
Commissioner of the New York City
Department of Social Services; NEW YORK
CITY DEPARTMENT OF HOMELESS
SERVICES; JOSLYN CARTER, as
Administrator of the New York City
Department of Homeless Services; NEW
YORK CITY HUMAN RESOURCES
ADMINISTRATION; GARY JENKINS as
Administrator of the New York City Human
Resources Administration; NEW YORK CITY
DEPARTMENT OF INFORMATION
TECHNOLOGY AND
TELECOMMUNICATIONS; and JESSICA
TISCH, as Commissioner of the New York
City Department of Information Technology
and Telecommunications,

Defendants.
-----X

No. 20-cv-9879 (AJN)

**PLAINTIFFS' UNOPPOSED MOTION FOR PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT, CERTIFICATION OF THE SETTLEMENT CLASS,
APPOINTMENT OF PLAINTIFFS' COUNSEL AS CLASS COUNSEL, AND
APPROVAL OF THE PROPOSED NOTICE OF SETTLEMENT**

Upon the declarations of Susan J. Horwitz and Grant R. Mainland, and the accompanying Memorandum of Law, Plaintiffs E.G., M.M., O.M., and Coalition for the Homeless hereby move, pursuant to Federal Rule of Civil Procedure 23(e), for an order, *inter alia*: (i) preliminarily approving the proposed Settlement; (ii) certifying the proposed settlement Class and appointing Plaintiffs' counsel as Class counsel solely for purposes of the Settlement; (iii) approving the form and manner of giving notice of the proposed Settlement to Class members; and (iv) scheduling a fairness hearing on approval of the Settlement.

The grounds for this Motion are set forth in the accompanying Memorandum of Law. Attached as Exhibit C thereto is a [Proposed] Order Preliminarily Approving Class Action Settlement and Providing for Notice and Hearing.

Defendants do not oppose the relief requested in this Motion.

Dated: May 3, 2021

New York, New York

THE LEGAL AID SOCIETY

/s/ Susan J. Horwitz

Susan J. Horwitz
Joshua Goldfein
Beth Hofmeister
Kathryn Kliff
199 Water Street
New York, NY 10038
Telephone: (212) 577-3300
SHorwitz@legal-aid.org

MILBANK LLP

/s/ Grant R. Mainland

Grant R. Mainland
Alison Bonelli

Emily Lilburn
Maria Esperanza Ortiz
55 Hudson Yards
New York, NY 10001
Telephone: (212) 530-5251
GMainland@milbank.com

Attorneys for Plaintiffs